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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: HARRY L. PLATT/V. JANKOV ART UNIT: 2838

SERIAL NO.: 10/009,908

EXAMINER: EDWARD H. TSO

FILED: SEPTEMBER 19, 2002

TITLE: POWER SAVING LEADS STATUS MONITORING

PETITION TO REVIVE ABANDONED APPLICATION
UNDER THE PROVISIONS OF 37 C.F.R. §1.137(b)

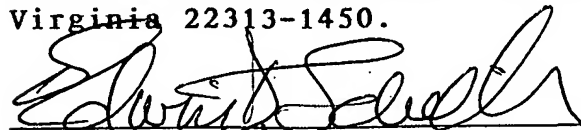
Hon. Commissioner for Patents
United States Patent and Trademark Office
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants respectfully petition the Commissioner for Patents to revive the above-identified patent application, pursuant to 37 C.F.R. §1.137(b), on the ground that such application was unintentionally abandoned (*i.e.*, the entire period of delay in meeting the outstanding requirements for paying the Issue Fee and filing an amended formal drawing was unintentional) for the reasons specified in this Petition.

"Express Mail" mailing label number ED 282855636 US
Date of Deposit March 10, 2005

I hereby certify that this paper is being deposited with the U.S. Postal Service "Express Mail - Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to: Hon. Commissioner for Patents, United States Patent and Trademark Office, P. O. Box 1450, Alexandria, Virginia 22313-1450.


Edwin D. Schindler, Reg. No. 31,459

March 10, 2005
Date

03/15/2005 RMEBRH1 00000116 10009908 750.00 DP
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The Notice of Allowance for the above-identified patent application was issued on January 26, 2004, requiring the payment of the Issue Fee (but not a Publication Fee) and for a new formal drawing consistent with the Examiner's Amendment which accompanied the Notice of Allowability.

The statutory three-month deadline for payment of the Issue Fee (as well as the non-extendable three-month deadline for filing an amended formal drawing) was April 26, 2004. The application therefore became "abandoned" after April 26, 2004, for failure to respond to the Notice of Allowance.

Applicants unintentionally failed to instruct either their Australian patent attorneys or the undersigned attorney-of-record as to whether payment of the Issue Fee and all required steps for placing their patent application in condition for issuance should be undertaken. It was not until recently that the undersigned was advised that a new formal drawing should be prepared and filed, and that the Issue Fee should be paid with a Petition to Revive the application.

It would seem that the undersigned's Australian patent associate has had some measure of difficulty in obtaining timely instructions in connection with the prosecution of the instant patent application and the inventors' several co-pending patent applications before the PTO. The undersigned attorney-of-record has strongly urged his Australian patent

associate to impress upon the inventors of the absolute need for providing timely instructions and documentation.

Accordingly, in support of this Petition to Revive, Applicants hereby submit the following documents and a check in the amount of \$1,450.00 to cover the fees listed below:

1. (a) The Petition to Revive fee of \$750.00 (Small Entity), as per 37 C.F.R. §1.17(m); and,
(b) The current Issue Fee of \$700.00 (Small Entity.)

2. A proposed response to the outstanding requirement is enclosed, as follows:

- (a) Issue Fee Transmittal with current Issue Fee;
- (b) Transmittal Letter for new Formal Drawing; and,
- (c) New Formal Drawing consisting of one sheet with one drawing figure, as required by the Examiner's Amendment accompanying the Notice of Allowability.

The Office is hereby authorized to charge any additional fees which may be due in connection with the prosecution of the above-identified patent application to the undersigned's Deposit Account (Account No. 19-0450). A duplicate of this paper is enclosed for billing purposes.

With the concurrent submission of the foregoing documents and fees, Applicants respectfully submit that all outstanding requirements for issuance of the above-identified patent application (i.e., the "outstanding requirements"

under 37 C.F.R. §1.137(b)) are now satisfied.

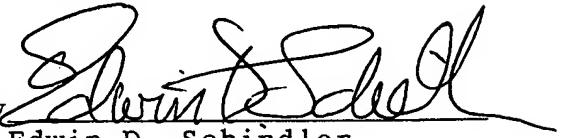
I hereby declare that all statements made herein on my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this petition is directed.

It is, therefore, respectfully submitted that the above-identified patent application should be held as being "unintentionally" abandoned, *i.e.*, that the entire period of delay for remitting the Issue Fee and an amended formal drawing in response to the Notice of Allowance, dated January 26, 2004, was unintentional, for the reasons specified in this Petition, and that prosecution of the above-identified patent application should be resumed and the patent application should be issued as a patent as soon as practicable.

Such favorable action is respectfully requested and earnestly solicited.

Respectfully submitted,

HARRY L. PLATT ET AL.

By 
Edwin D. Schindler
Attorney for Applicants
Reg. No. 31,459

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(631)474-5373

March 10, 2005

The Commissioner is hereby authorized to charge the Deposit Account of Applicants' Attorney, Account No. 19-0450, for any additional fees which may be due in connection with the prosecution of the present application, but which have not otherwise been provided for.